

Lukla-Chaurikharka Association

Statutes

I. NAME / HEADQUARTERS

1. The Lukla-Chaurikharka Association is an association under the terms of articles 60 et seq of the Civil Code and of the statutory provisions.
2. Its headquarters are at Bruson, in the district of Bagnes, canton of Valais.

II. OBJECTIVES

3. The Association seeks to encourage and support the scolarity of children and students in the community of Chaurikharka (Nepal), as well as all projects beneficial to the maintenance of a healthy environment within this region. It may collaborate with other organisations that pursue the same objectives.
4. The association is a not-for-profit organisation.

III. MEMBERS

5. Any person or legal entity supporting the objectives of the association may become a member.
6. To obtain admission, the candidate is required to declare, either orally or in writing, the intention to become a member of the association and to pay the subscription fee. Admission becomes effective when it has been approved by the committee.
7. A member wishing to leave the association shall present a letter of resignation. Such resignation becomes effective 30 days later. The full subscription fee for the current financial year remains due.
8. A member may be excluded if he seriously discredits the association or causes it major prejudice. Exclusion is pronounced by the General Assembly on the proposal of the committee. Exclusion is notified by registered letter.
9. A member who is the subject of an exclusion procedure may submit his defence, in writing, to the General Assembly. He must communicate his written position by registered letter at least one week prior to the assembly.
10. The association alone is liable for any debts, which are guaranteed by the organisation's funds. The personal responsibility of the members is limited to the payment of the annual subscription fee.

IV. ORGANISATION

11. The organs of the association are :
 - the General Assembly
 - the committee
 - the auditors.

12. The General Assembly

Composition

The General Assembly is composed of the members of the association. It takes decisions by majority of the votes cast by the members present at a meeting.

Notification

The ordinary General Assembly is convened by the committee.

An extraordinary General Assembly may be convened :

- at the request of one-fifth of the association's members
- at the request of the auditors.

Notice is given in writing at least two weeks prior to the date set for the meeting, as confirmed by postmark. It shall indicate the agenda, the place and the time of the meeting.

13. Responsibilities of the General Assembly

The General Assembly studies the annual report, the annual accounts and the report of the auditors. It decides on their approval.

It approves the committee's management.

It elects the committee for two years upon the proposal of the latter. The members of the committee are reeligible.

It elects the Honorary President on the proposal of the committee.

It fixes the amount of the annual subscription fee.

It nominates each year the auditors.

The General Assembly determines all cases of exclusion of members.

The General Assembly decides on all the other points included in the agenda. In the event of urgent matters and at the request of the committee, the Assembly may accept to discuss subjects that do not feature on the agenda.

14. Voting rights and majority

All members meeting at the General Assembly have an equal right to vote. Legal entities are entitled to a single vote and are represented by a proxy who may not be a member. A proxy may represent only one legal entity.

The decisions of the association are taken by majority of the votes cast by the members present at the assembly.

Each member may be represented by another member by written proxy. A member may represent only one absent member.

In the event of a tie of votes, the President of the assembly shall decide.

Any modification of the Constitution, dissolution of the association or merger with other associations shall be approved by a two-thirds majority of the votes cast by the members present at the assembly.

15. Conflict of interest

At General Assemblies or meetings of the committee, a member must refrain from voting if he or a member of his family is involved in the matter concerned by a vote.

16. Minutes

Minutes of the decisions are established at each meeting of the assembly by the secretary of the committee or by a member designated by the latter. The document is signed by its author and by the President of the assembly.

17. The committee

Composition

The committee is composed of 3 to 5 persons, among whom it designates the President, the Vice-President, the Secretary and the Accountant.

Notification

The committee meets at the request of the President or of the majority of its members.

18. The committee may take valid decisions solely in the presence of at least 3 members. Decisions are taken by majority of the votes cast by the members present. In the event of a tie of votes, the President shall decide.

19. The responsibilities of the committee are as follows :

- to administer the association
- to prepare and conduct the General Assembly
- to manage the funds of the association
- to approve in advance any expense exceeding CHF 500 and to include the decision in the minutes
- to execute the decisions of the General Assembly
- to give an opinion on the exclusion of a member of the association
- to select the members of the support committee
- to decide on all matters that do not come under the authority of the General Assembly according to the terms of these statutes.

20. Minutes

Minutes of the decisions are established at each meeting by the secretary nominated for the purpose. They are signed by their author and the President of the committee.

21. Signature

The association is committed by the collective signature of two of the committee members.

22. Honorary President

The association may elect from among its members an Honorary President owing to his exceptional contribution to the promotion of its objectives.

The Honorary President is elected for life, but may resign at any time if he so desires. He is a full member of the association.

The Honorary President is not a member of the committee, but he may attend meetings in an advisory capacity only.

23. Auditors

The auditors consist of two persons with appropriate qualifications. They may be chosen from outside the association. A substitute may also be elected by the General Assembly.

The term of office lasts one year, renewable three times.

The auditors are required to verify, at the end of the financial year, the balance sheet and the income and expenditure. They present a written report to the General Assembly.

24. Support Committee

The association may create a support committee of 5 to 7 members, under the responsibility of the association committee.

The support committee is not an organ of the association. Its members are not required to be members of the association, but support its activities.

The members of the support committee may attend General Assemblies without taking part in voting or elections.

V. FINANCIAL SITUATION

25. Resources

The revenue of the association is derived from :

- subscription fees of the members
- bank interest on the association's funds
- gifts and legacies
- any contributions and subsidies from public authorities.

26. Expenditure

The funds are spent for the purpose of achieving the objectives of the association.

27. Accounts

The accounts of the association are kept in accordance with the principles of business accounting. The close of accounts is fixed at 30 June.

VI. FINAL PROVISIONS

28. Validity of the statutes

These statutes came into force after adoption by the constitutive assembly held on 16 August 2008 and were subsequently modified by the General Assembly held on 3 December 2011.

29. Dissolution of the association

The dissolution of the association is decided by at least two-thirds of the members present at a General Assembly convened especially for the purpose.

The committee is responsible for the liquidation procedure. After reimbursement of any debts, the assets of the association shall be transferred to an institution pursuing equivalent objectives.

Bruson, 3 December 2011